

105TH CONGRESS  
2D SESSION

# H. R. 4066

To prohibit States from imposing a family cap under the program of temporary assistance to needy families.

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IN THE HOUSE OF REPRESENTATIVES

JUNE 16, 1998

Mr. SMITH of New Jersey introduced the following bill; which was referred to the Committee on Ways and Means

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## A BILL

To prohibit States from imposing a family cap under the program of temporary assistance to needy families.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. PROHIBITION ON IMPOSITION OF A FAMILY**

4                       **CAP UNDER THE TANF PROGRAM.**

5       (a) PROHIBITION.—Section 408(a) of the Social Se-  
6       curity Act (42 U.S.C. 608(a)) is amended by adding at  
7       the end the following:

8               “(12) BAN ON FAMILY CAP.—A State to which  
9       a grant is made under section 403 may not, under  
10      the State program funded under this part, deny as-

1       sistance to a family in respect of an individual be-  
2       cause the individual was born after the family be-  
3       came eligible for or began receiving assistance under  
4       the program.”.

5       (b) PENALTY.—Section 409(a) of such Act (42  
6 U.S.C. 609(a)) is amended by adding at the end the fol-  
7       lowing:

8               “(15) NO TANF FUNDS FOR PROGRAM WITH  
9       FAMILY CAP.—Notwithstanding any other provision  
10       of this part, a State that violates section 408(a)(12)  
11       during a fiscal year shall remit to the Secretary all  
12       funds paid to the State under this part for the fiscal  
13       year, and no payment shall be made under this part  
14       to a State that has in effect a program that would  
15       be funded under this part but for a law, regulation,  
16       or policy that is inconsistent with such section.”.

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